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DATE: September 20, 2004

TOTAL NUMBER OF PAGES 15  
(INCLUDING THIS PAGE)

TO: THE OFFICE OF INITIAL PATENT EXAMINATION  
FAX NUMBER: (703) 746-4060

FROM: Martin Fleit

REFERENCE: 7640-X04-018

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**MESSAGE:**

**PLEASE DELIVER THE FOLLOWING COMMUNICATION CONCERNING THE BELOW  
IDENTIFIED CASE TO THE OFFICE OF INITIAL PATENT EXAMINATION**

In re application of: Daniel COHN et al

Confirmation No.: 5690

Application No.: 10/789,431

Attorney Docket No: 7640-X04-018

Filed: February 27, 2004

Group Art Unit: 1615

For: MULTI-COMPONENT REVERSE THERMO-SENSITIVE POLYMERIC SYSTEMS

1. Copy of Notice to File Missing Parts;
2. Fee Transmittal;
3. Transmittal Form;
4. Executed Declaration and Power of Attorney;
6. Form PTO-2038 (Credit Card Payment Form);
7. Application Data Sheet; and
8. Petition for Extension of Time.

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On: September 20, 2004

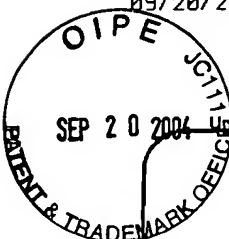
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PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031  
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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages In This Submission

15

Application Number

10789,431

Filing Date

February 27, 2004

First Named Inventor

Daniel COHN

Art Unit

1615

Examiner Name

Attorney Docket Number

7840-X04-018

## ENCLOSURES

(Check all that apply)

☒

Fee Transmittal Form

☐

Fee Attached

☐

Amendment/Reply

☐

After Final

☐

Affidavits/declaration(s)

☒

Extension of Time Request

☐

Express Abandonment Request

☐

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☒Response to Missing Parts/  
Incomplete Application☒Response to Missing Parts  
under 37 CFR 1.52 or 1.53☐

Drawing(s)

☐

Licensing-related Papers

☐

Petition

☐Petition to Convert to a  
Provisional Application☐

Power of Attorney, Revocation

☐

Change of Correspondence Address

☐

Terminal Disclaimer

☐

Request for Refund

☐

CD, Number of CD(s)

Remarks

☐After Allowance communication  
to Group☐Appeal Communication to Board  
of Appeals and Interferences  
Appeal Communication to Group  
(Appeal Notice, Brief, Reply Brief)☐

Proprietary Information

☐

Status Letter

☒Other Enclosure(s) (please  
Identify below):Copy of Notice to File Missing Parts  
executed Declaration and Power of Attorney,  
Application Data Sheet

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm  
or  
Individual name

MARTIN FLEIT, REG. NO. 16,900

FLEIT KAIN GIBBONS GUTMAN BONGINI &amp; BIANCO P.L.

By PAUL D. BIANCO

Signature

P.D.B. #43,500

Date

SEPTEMBER 20, 2004

## CERTIFICATE OF TRANSMISSION/MAILING

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Typed or printed name

ANGELLA JOHNSON

Signature

Angella Johnson

Date

SEPTEMBER 20, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 102 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 723

## Complete If Known

Application Number	10/789,431
Filing Date	February 27, 2004
First Named Inventor	Daniel COHN
Examiner Name	
Art Unit	1615
Attorney Docket No.	7640-X04-018

## METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number: 500601

Deposit Account Name: FLEIT KAIN GIBBONS GUTMAN BONGINI & BIANCO P.L.

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	385
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1)			(\$ ) 385

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims: 27 -20\*\* = 7 x 9 = \$63

Independent Claims: 1 -3\*\* = 0 x 43 = 0

Multiple Dependent: =

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ ) 63

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	\$65
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	210
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1808 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ ) 275

## SUBMITTED BY

Name (Print/Type)	MARTIN FLEIT By PAUL D. BIANCO	Registration No. (Attorney/Agent)	16,900	Telephone	305-416-4490
Signature	P. D. BIANCO	#	43,500	Date	SEPTEMBER 20, 2004

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Alexandria, Virginia 22301-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/789,431	02/27/2004	Daniel Cohn	7640-X04-018

27317  
FLEIT KAIN GIBBONS GUTMAN & BONGINI  
COURVOISIER CENTRE II, SUITE 404  
601 BRICKELL KEY DRIVE  
MIAMI, FL 33131

**CONFIRMATION NO. 5690**

## FORMALITIES LETTER

\*0000000012712285\*

Date Mailed: 05/19/2004



## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

**FILED UNDER 37 CFR 1.53(b)**

**Filing Date Granted**

**Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 385 to complete the basic filing fee for a small entity.*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

**The applicant needs to satisfy supplemental fees problems indicated below.**

**The required item(s) identified below must be timely submitted to avoid abandonment:**

- **Additional claim fees of \$63 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.**

**SUMMARY OF FEES DUE:**

**Total additional fee(s) required for this application is \$513 for a Small Entity**

- **\$385 Statutory basic filing fee.**
- **\$65 Late oath or declaration Surcharge.**

09/22/2004 HBELETE1 00000004 10789431

01 FC:2001	385.00	OP
02 FC:2202	63.00	OP
03 FC:2051	65.00	OP

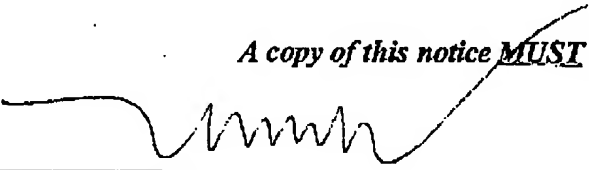
- Total additional claim fee(s) for this application is \$63

- \$63 for 7 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
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*A copy of this notice **MUST** be returned with the reply.*



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